

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the

Eastern District of California

FILED

FEB 19 2021

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY [Signature] DEPUTY CLERK

Jorge Gomez

Petitioner

v.

Andrew Ciolli
(Warden of U.S.P. Atwater)*Respondent*

(name of warden or authorized person having custody of petitioner)

Case No.

1:21-cv-207-JLT(HC)
(Supplied by Clerk of Court)

PETITION FOR A WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241

Personal Information

1. (a) Your full name: Jorge Armando Gomez
- (b) Other names you have used: Jorge Gomez
2. Place of confinement:
 - (a) Name of institution: Bureau of Prisons, U.S.P. Atwater
 - (b) Address: 1 Federal Way
Atwater, CA 95301
 - (c) Your identification number: 23660-111
3. Are you currently being held on orders by:

☒ Federal authorities ☐ State authorities ☐ Other - explain:
4. Are you currently:

☐ A pretrial detainee (waiting for trial on criminal charges)

☒ Serving a sentence (incarceration, parole, probation, etc.) after having been convicted of a crime

If you are currently serving a sentence, provide:

 - (a) Name and location of court that sentenced you: United States District Court
Northern District of California, Oakland Division
 - (b) Docket number of criminal case: 16-cr-00382-HSG-11
 - (c) Date of sentencing: 06/18/2018

☐ Being held on an immigration charge

☐ Other (explain): Not Applicable

Decision or Action You Are Challenging

5. What are you challenging in this petition:

☒ How your sentence is being carried out, calculated, or credited by prison or parole authorities (for example, revocation or calculation of good time credits)

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

- ☐ Pretrial detention
- ☐ Immigration detention
- ☐ Detainer
- ☐ The validity of your conviction or sentence as imposed (for example, sentence beyond the statutory maximum or improperly calculated under the sentencing guidelines)
- ☐ Disciplinary proceedings
- ☐ Other (explain): Not Applicable

6. Provide more information about the decision or action you are challenging:

(a) Name and location of the agency or court: Bureau of Prisons, U.S.P. Atwater
1 Federal Way, Atwater, CA 95301

(b) Docket number, case number, or opinion number: NONE

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

Bureau of Prisons, U. S. P. Atwater denied Petitioner request for immediate application of Earned Time Credits awarded under the First Step Act, 18 U. S. C. Section 3632 (d) (4) (A).

(d) Date of the decision or action: 10/17/2020

Your Earlier Challenges of the Decision or Action7. **First appeal**

Did you appeal the decision, file a grievance, or seek an administrative remedy?

☒ Yes ☐ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: Bureau of Prisons, U. S. P. Atwater,
Philip Baria (Unicor Facility Manager) Unicor Recycling

(2) Date of filing: 02/14/2020

(3) Docket number, case number, or opinion number: NONE

(4) Result: Request for immediate application Earned Time Credits under the First Step Act Denied..

(5) Date of result: 10/16/2020

(6) Issues raised: Whether the Petitioner Jorge Gomez is entitled to receive immediate application of the Earned Time Credit, under the First Step Act, 18 U. S. C. Section 3632 (d) (4) (A).

See Exhibit #1

(b) If you answered "No," explain why you did not appeal: Not Applicable

8. **Second appeal**

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

☒ Yes ☐ No

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(a) If "Yes," provide:

(1) Name of the authority, agency, or court: Bureau of Prisons, U. S. P. Atwater
Mrs. Taitano (Case Manager & Unit Team) U.S.P. Atwater(2) Date of filing: 10/14/2020(3) Docket number, case number, or opinion number: NONE(4) Result: Request for immediate application Earned Time Credits under the First Step Act Denied.(5) Date of result: 10/17/2020(6) Issues raised: Whether the Petitioner Jorge Gomez, is entitled to receive immediate application of the Earned Time Credit, under the First Step Act, 18 U. S. C. Section 3632 (d) (4) (A).See Exhibit #2(b) If you answered "No," explain why you did not file a second appeal: Not Applicable9. **Third appeal**

After the second appeal, did you file a third appeal to a higher authority, agency, or court?

☒ Yes ☐ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: Bureau of Prisons, U. S. P. Atwater,
Andrew Ciolli (Warden of U. S. P. Atwater)(2) Date of filing: 10/14/2020(3) Docket number, case number, or opinion number: NONE(4) Result: Request for immediate application Earned Time Credits under the First Step Act Denied.(5) Date of result: 10/17/2020(6) Issues raised: Whether the Petitioner Jorge Gomez is entitled to receive immediate application of Earned Time Credits under the First Step Act. 18 U. S. C. Section 3632 (d) (4) (A).See Exhibit #3(b) If you answered "No," explain why you did not file a third appeal: Not Applicable10. **Motion under 28 U.S.C. § 2255**

In this petition, are you challenging the validity of your conviction or sentence as imposed?

☐ Yes ☒ No

If "Yes," answer the following:

(a) Have you already filed a motion under 28 U.S.C. § 2255 that challenged this conviction or sentence?

☐ Yes ☐ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

If "Yes," provide:

(1) Name of court: Not Applicable

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

- (b) Have you ever filed a motion in a United States Court of Appeals under 28 U.S.C. § 2244(b)(3)(A), seeking permission to file a second or successive Section 2255 motion to challenge this conviction or sentence?

☐ Yes☐ No

If "Yes," provide:

(1) Name of court: Not Applicable

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: Not Applicable

11. Appeals of immigration proceedings

Does this case concern immigration proceedings?

☐ Yes☒ No

If "Yes," provide:

(a) Date you were taken into immigration custody: _____

(b) Date of the removal or reinstatement order: _____

(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes☐ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

If "Yes," provide:

(1) Date of filing: _____

(2) Case number: Not Applicable

(3) Result: _____

(4) Date of result: _____

(5) Issues raised: _____

(d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes☐ No

If "Yes," provide:

(1) Name of court: Not Applicable

(2) Date of filing: _____

(3) Case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

12. **Other appeals**

Other than the appeals you listed above, have you filed any other petition, application, or motion about the issues raised in this petition?

☐ Yes☒ No

If "Yes," provide:

(a) Kind of petition, motion, or application: Not Applicable

(b) Name of the authority, agency, or court: _____

(c) Date of filing: _____

(d) Docket number, case number, or opinion number: _____

(e) Result: _____

(f) Date of result: _____

(g) Issues raised: _____

Grounds for Your Challenge in This Petition

13. State every ground (reason) that supports your claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: In violation of the 14th and 5th Amendment of the Constitution. No State shall deprive any person of life, liberty, or property, without due process of law, nor deny to any person within its jurisdiction the equal protections of the laws. Under the First Step Act, Petitioner Jorge Gomez is being denied due process of law, equal protection and his liberty in violation of the 14th and 5th Amendment of the Constitution.

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

Petitioner requested for Earned Time Credits under the First Step Act was denied by Bureau of Prisons, U. S. P. Atwater, Andrew Ciolli (Warden of U. S. P. Atwater). Warden Andrew Ciolli, States, "Time credits are applied by by the staff of the DSCC (Designations & Sentence Computation Center) in Grand Prairie, Tx. They are not calculated locally. The BOP continues to examine which Evidence Based Programs will qualify for this."

Exhibit #3

(b) Did you present Ground One in all appeals that were available to you?

☒ Yes

☐ No

GROUND TWO: The First Step Act requires prisoners to successfully participate in evidence-based recidivism reduction programming or productive activities in order to earn time credits toward their sentence.

The Petitioner Jorge Gomez has successfully participate in evidence-based recidivism reduction programming or productive activities doing vocational training/work at Unicor Recycling November 1, 2019 to Present.

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

Unicor Work Performance Evaluation Record 11/01/2019 - 03/31/2020 score 24 of 25 points. Exhibit #4

Unicor Work Performance Evaluation Record 04/01/2019 - Current score 24 of 25 points Exhibit #5

Unicor Inmate Earning Statement 01/31/2021 - 02/02/2021 Exhibit #6

Pursuant to 18 U.S.C.A. Section (d) (4), prisoners shall earn time credits for participation in evidence-based recidivism reduction programming or productive activities.

(b) Did you present Ground Two in all appeals that were available to you?

☒ Yes

☐ No

GROUND THREE: The First Step Act provides for prisoners to earn 10 days of time credits for every 30 days of successful participation. A prisoner determined by the bureau of prisons to be at a minimum or low risk for recidivating who, over 2 consecutive assessments has not increased their risk of recidivism, shall earn an additional 5 days of time credits for every 30 days of participation. First Step Act, 18 U. S. C. Section 3632 (d)(4)

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

The Petitioner Jorge Gomez has successfully received 2 consecutive assessments and has not increased his risk of recidivism. Mrs. Taitano (Case Manager) & Unit Team Bureau of Prisons, U. S. P Atwater confirmed these facts. See report dated 11/16/2019 indicating Petitioner is ELIGIBLE for the First Step Act and has a Minimum Recidivism Risk Level. See Report dated 09/08/2020 Male Pattern Risk Scoring and See Report dated 03/24/2020 Male Custody Classification Form. Exhibit #7

(b) Did you present Ground Three in all appeals that were available to you?

☒ Yes

☐ No

AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

GROUND FOUR: Petitioner Jorge Gomez has qualified for habeas corpus release as of February 24, 2021. Based on the First Step Act., 18 U. S. C. Section 3632 (d) (4)(A). Petitioner Jorge Gomez is being held in violation of the 14th and 5th Amendments of the United States Constitution and should be released by February 24, 2021 if not sooner.

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

Petitioner Jorge Gomez has participated in productive activities doing vocational training working at Unicor Recycling at B.O.P. U.S.P. Atwater from November 1, 2019 to Present. See Unicor Work Performance Evaluation Records. As of January 31, 2021, Petitioner has accumulated 485 days of Credit. The First Step Act 18 U. S. C. Section 3632 (d) (4), 3635 serves to reduce his sentence by 243 days. Petitioner should therefore be released on February 24, 2021.

See Exhibits #4, Exhibit #5 and Exhibit #6

(b) Did you present Ground Four in all appeals that were available to you?

☒ Yes

☐ No

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not: Not Applicable

Request for Relief

15. State exactly what you want the court to do: Grant the Petitioner Jorge Gomez immediate habeas relief. Direct the BOP to immediately apply Petitioner's Jorge Gomez Earned Time Credits, November 1, 2019 through Present. As of January 31, 2021 the Petitioner Jorge Gomez has accumulated 485 days of credit, which under 18 U.S.C. Section 3632 (d) (4), 3635 serves to reduce his sentence by 243 days.

Goodman v. Ortiz Civ. No. 20-7582 (RMB)


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Declaration Under Penalty Of Perjury

If you are incarcerated, on what date did you place this petition in the prison mail system:

I declare under penalty of perjury that I am the petitioner, I have read this petition or had it read to me, and the information in this petition is true and correct. I understand that a false statement of a material fact may serve as the basis for prosecution for perjury.

Date: 02-11-2021



Signature of Petitioner

Signature of Attorney or other authorized person, if any

EXHIBIT #1

BP-A0148

JUNE '10

INMATE REQUEST TO STAFF CDFRM

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS


TO: (Name and Title of Staff Member) Mr. Baria (UNICOR Factory Manager)	DATE: October 14, 2020
FROM: Gomez, Jorge A.	REGISTER NO.: 23660-111
WORK ASSIGNMENT: UNICOR	UNIT: Camp, Bunk 19 upper

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request. -----I have worked at UNICOR since November 01, 2019. I am requesting to have my "Earned Time Credits" awarded to me as of November 01, 2020 for "Evidence-Based Recidivism Reduction Programming or Productive Activities" under the First Step Act, 18 U.S.C. 3632(d)(4). As noted, the First Step Act offers prisoners an opportunity to earn credits towards their sentence if they are eligible which according to my case manager, Mrs. Taitano, I am eligible. I was given a PATTERN score or an initial needs assessment twice by the case manager, Mrs. Taitano, and was found both times to be at a "minimum" risk of recidivism, satisfying the requirement in 18 U.S.C. 3632 (a)(1). Pursuant to 18 U.S.C. 3632 (d)(4), prisoners shall earn time credits for participation in such programs: (4) Time credits--(i) A prisoner shall earn 10 days of time credits for every 30 days of successful participation in evidence-based recidivism reduction programming or productive activities (which working at UNICOR qualifies). (ii) A prisoner determined by the bureau of prisons to be at a minimum or low risk for Recidivating, who, over 2 consecutive assessments (which I am) has not increased their risk of recidivism, shall earn an additional 5 days of time credits for every 30 days of successful participation in evidence based recidivism reduction programming. Please credit my Earned Time Credits of which I have earned 120 days or 4 months and confirm my date for RRC and/or home confinement will reflect the earned time credits (as of November 01, 2020). (Do not write below this line)

-Continue on back---

DISPOSITION:

Unicor does not keep track. Get with your
Counselor.

Signature Staff Member 	Date 10-16-20
---	------------------

Record Copy - File; Copy - Inmate

PDF

Prescribed by P5511

This form replaces BP-148.070 dated Oct 86
and BP-S148.070 APR 94

FILE IN SECTION 6 UNLESS APPROPRIATE FOR PRETRIAL FOLDER

SECTION 6

--Continuing from The Prison

For the foregoing reasons, plus the fact that I have been a model inmate and have zero infractions, I should be awarded my "Earned Time Credits" and I should be able to leave Atwater Federal Prison Camp at least 4 months prior to my RRC date of April 29, 2021. Thank You.

Jorge Gomez Reg# 23660-111
Atwater Federal Prison Camp



October 14, 2020

EXHIBIT #2

BP-A0148

JUNE '10

INMATE REQUEST TO STAFF CDFRM

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

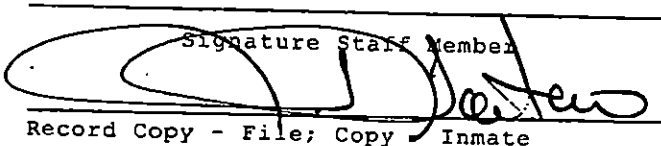
TO: (Name and Title of Staff Member) Mrs. Taitano (Case Manager) & Unit Team	DATE: October 14, 2020
FROM: Gomez, Jorge A.	REGISTER NO.: 23660-111
WORK ASSIGNMENT: UNICOR	UNIT: Camp, Bunk 19 upper

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request. -----I have worked at UNICOR since November 01, 2019. I am requesting to have my "Earned Time Credits" awarded to me as of November 01, 2020 for "Evidence-Based Recidivism Reduction Programming or Productive Activities" under the First Step Act, 18 U.S.C. 3632(d)(4). As noted, the First Step Act offers prisoners an opportunity to earn credits towards their sentence if they are eligible which according to my case manager, Mrs. Taitano, I am eligible. I was given a PATTERN score or an initial needs assessment twice by the case manager, Mrs. Taitano, and was found both times to be at a "minimum" risk of recidivism, satisfying the requirement in 18 U.S.C. 3632 (a)(1). Pursuant to 18 U.S.C. 3632 (d)(4), prisoners shall earn time credits for participation in such programs: (4) Time credits--(i) A prisoner shall earn 10 days of time credits for every 30 days of successful participation in evidence-based recidivism reduction programming or productive activities (which working at UNICOR qualifies). (ii) A prisoner determined by the bureau of prisons to be at a minimum or low risk for Recidivating, who, over 2 consecutive assessments (which I am) has not increased their risk of recidivism, shall earn an additional 5 days of time credits for every 30 days of successful participation in evidence based recidivism reduction programming. Please credit my Earned Time Credits of which I have earned 120 days or 4 months and confirm my date for RRC and/or home confinement will reflect the earned time credits, as of November 01, 2020.

--Continue on back---

DISPOSITION:

See attached response.

Signature Staff Member 	Date 10/17/2020
Record Copy - File; Copy Inmate	

PDF

Prescribed by P5511

This form replaces BP-148.070 dated Oct 86
and BP-S148.070 APR 94

FILE IN SECTION 6 UNLESS APPROPRIATE FOR POSTBACK FOLDER

SECTION 6

--Continuing--The Prison

For the foregoing reasons, plus the fact that I have been a model inmate and have zero infractions, I should be awarded my "Earned Time Credits" and I should be able to leave Atwater Federal Prison Camp at least 4 months prior to my RRC date of April 29, 2021. Thank You.

Jorge Gomez Reg# 23660-111
Atwater Federal Prison Camp

A handwritten signature in cursive script that reads "Jorge Gomez". The signature is written in black ink and is positioned above a horizontal line.

October 14, 2020

BP-A0148

INMATE REQUEST TO STAFF CDFRM

JUNE 10

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

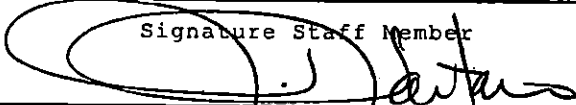
TO: (Name and Title of Staff Member)	DATE:
FROM:	REGISTER NO.:
WORK ASSIGNMENT:	UNIT:

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request.

(Do not write below this line)

DISPOSITION:

The time credits for program participation under the First Step Act have yet to be determined, instilled and cannot be credited at this time. You have an RRC report date of 04/29/2021 and you have a BOP SUBST ABUSE TRMT REL date of 10/25/2021 which is 180 days. Because you completed the RDAP program, per the RDAP policy, Unit Team is to refer you for at 180 days of RRC placement; however, the RRM is only required to grant 120 days of RRC placement to allow enough time for Community Treatment Services. You have been granted more than 120 days. You will not be released to RRC prior to 04/29/2021

Signature Staff Member 	Date 10/17/2020
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Record Copy - File; Copy - Inmate

PDF

Prescribed by P5511

This form replaces BP-148.070 dated Oct 86
and BP-S148.070 APR 94

FILE IN SECTION 6 UNLESS APPROPRIATE FOR PERS/BACK FOLDER

SECTION 6

EXHIBIT #3

BP-A0148
JUNE '10

INMATE REQUEST TO STAFF CDFRM

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

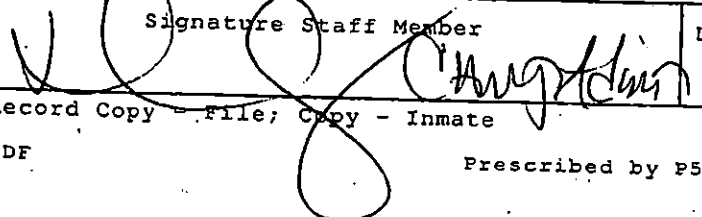
TO: (Name and Title of Staff Member) Mr. Ciolli (Warden Of U.S.P. Atwater)	DATE: October 14, 2020
FROM: Gomez, Jorge A.	REGISTER NO.: 23660-111
WORK ASSIGNMENT: UNICOR	UNIT: Camp, Bunk 19 upper

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request.) I have worked at UNICOR since November 01, 2019. I am requesting to have my "Earned Time Credits" awarded to me as of November 01, 2020 for "Evidence-Based Recidivism Reduction Programming or Productive Activities" under the First Step Act, 18 U.S.C. 3632(d) (4) (i). As noted, the First Step Act offers prisoners an opportunity to earn credits towards their sentence if they are eligible which according to my case manager, Mrs. Taitano, I am eligible. I was given a PATTERN score or an initial needs assessment twice by the case manager, Mrs. Taitano, and was found both times to be at a "minimum" risk of recidivism, satisfying the requirement in 18 U.S.C. 3632 (a) (1). Pursuant to 18 U.S.C. 3632 (d) (4), prisoners shall earn time credits for participation in such programs: (4) Time credits--(i) A prisoner shall earn 10 days of time credits for every 30 days of successful participation in evidence-based recidivism reduction programming or productive activities (which working at UNICOR qualifies). (ii) A prisoner determined by the bureau of prisons to be at a minimum or low risk for Recidivating, who, over 2 consecutive assessments (which I am) has not increased their risk of recidivism, shall earn an additional 5 days of time credits for every 30 days of successful participation in evidence based recidivism reduction programming. Please credit my Earned Time Credits of which I have earned 120 days or 4 months and confirm my date for RRC and/or home confinement will reflect the earned time credits as of November 01, 2020 (do not write below this line)

-Continue on back----

DISPOSITION:

Time credits are applied by the staff of the DSCC (Designations & Sentence Computation Center) in Grand Prairie, TX. They are not calculated locally. The BOP continues to examine which Evidence Based Programs will qualify for this.

Signature Staff Member 	Date 10/21/20
Record Copy - File; Copy - Inmate	
PDF	Prescribed by P5511

This form replaces BP-148.070 dated Oct 86
and BP-S148.070 APR 94


FILE IN SECTION 6 UNLESS APPROPRIATE FOR PRELUDE FOLDER

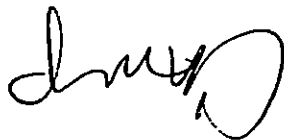
SECTION 6

--Continuing from The Pro.

For the foregoing reasons, plus the fact that I have been a model inmate and have zero infractions, I should be awarded my "Earned Time Credits" and I should be able to leave Atwater Federal Prison Camp at least 4 months prior to my RRC date of April 29, 2021. Thank You.

Jorge Gomez Reg# 23660-111
Atwater Federal Prison Camp


October 14, 2020



111-07982 #

I'm Gomez

EXHIBIT #4

UNICOR WORK PERFORMANCE EVALUATION RECORD

First Half Year

NAME: Gomez, Jorge REGISTER NUMBER: 23660-111

CREW: 2WAR UNIT: CAMP Teardown
WORK ASSIGNMENT

ATW ARRC 929687022
INSTITUTION CODE INDUSTRY CODE WORK ASSIGNMENT DOT CODE

November 1, 2019 March 31, 2020
EVALUATION BEGIN DATE EVALUATION END DATE

Rating Scale: 1= Much Worse than Average 2= Worse than Average 3= Average

4= Better than Average 5= Much Better than Average

JG
Employee Initials

AN
Supervisor Initials

Safety	Quality Assurance	Personal Conduct/Hygiene	Punctuality/Productivity	Compliance with work Standards							Total
5	4	5	5	5							24

COMMENTS:

Gomez has been at UNICOR since November 2019. He excelled on the sort line
and has gained quite a bit of knowledge of the electronic recycling industry.
He was promoted quickly to be in charge of batteries and sorting of it. He has been
performing very well in this area.

EXHIBIT #5

UNICOR WORK PERFORMANCE EVALUATION RECORD**Second Half Year**NAME: Gomez, Jorge REGISTER NUMBER: 23660-111CREW: 2WAR UNIT: CAMP Teardown
WORK ASSIGNMENTATW
INSTITUTION CODEARRC
INDUSTRY CODE929687022
WORK ASSIGNMENT DOT CODEApril 1, 2020
EVALUATION BEGIN DATECurrent
EVALUATION, END DATE

Rating Scale: 1= Much Worse than Average 2= Worse than Average 3= Average

4= Better than Average 5= Much Better than Average

GG
Inmate InitialsAN
Supervisor Initials

Safety	Quality Assurance	Personal Conduct/Hygiene	Punctuality/Productivity	Compliance with work Standards							Total
5	5	4	5	5							24

COMMENTS:

Gomez has excelled in the batteries - teardown section. He attained record numbers
in the production of lead acid batteries. Due to his outstanding performance
in the teardown - batteries section, he was promoted to a higher grade.
He has helped the factory achieve its financial goals in the last few months.

EXHIBIT #6

UNICOR INMATE EARNING STATEMENT				Pay Period: 01/31/2021 Pay Date: 02/02/2021			
REG/NAME: 23660111				INST: 01 FACTORY: ARRC			
JORGE GOMEZ				GRADE: GRADE3			
				CREW: AR 2WAR			
GROSS		TAXES	-	POST TAX DEDUCTIONS		=	NET PAY
Curr:			-			=	31.57
YTD:			-			=	31.57
EARNINGS				DATE COMPUTED			
8010	HOL	RATE	HOURS	HIRE DATE 11/01/2019			
8040	VACPAID	0.69	13.00	VACATION DATE 11/01/2019			
8052	CTL	0.69	32.75	LONGEVITY MONTHS 15.00			
		0.00	118.75	UNICOR WORK START 11/01/2019			
				ACCURED VAC HOURS 19.50			
				PREV. YRS VAC HOURS			
				UNPAID CALLOUT 118.75			
				STATUS 94			
				DEDUCTIONS/ADJUSTMENT			

EXHIBIT #7

DATE REVIEWED: 11/16/19

INSTITUTION: USP ATW

UNIT:

Camp

INMATE NAME:

Gomez, Jorge

REG NO:

23660-111

FIRST STEP ACT (Circle One):

ELIGIBLE

INELIGIBLE

RECIDIVISM RISK LEVEL (Circle One):

MINIMUM

LOW MEDIUM

HIGH

MALE PATTERN RISK SCORING

Register Number:		23660-111	Date: 9/8/2020		
Inmate Name:		Gomez, Jorge			
MALE RISK ITEM SCORING	CATEGORY	GENERAL SCORE	Enter Score	VIOLENT SCORE	Enter Score
1. Current Age	> 60	0	14	0	8
Click on gray dropdown box to select, then click on dropdown arrow	51-60	7		4	
	41-50	14		8	
	30-40	21		12	
	26-29	28		16	
	< 26	35		20	
2. Walsh w/Conviction	No	0	0	0	0
	Yes	1			
3. Violent Offense (PATTERN)	No	0	0	0	0
	Yes	5		5	
4. Criminal History Points	0 - 1 Points	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	2 - 3 Points	8		4	
	4 - 6 Points	16		8	
	7 - 9 Points	24		12	
	10 - 12 Points	32		16	
	> 12 Points	40		20	
5. History of Escapes	None	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	> 10 Years Minor	2		1	
	5 - 10 Years Minor	4		2	
	< 5 Years Minor/Any Serious	6		3	
6. History of Violence	None	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	> 10 Years Minor	1		1	
	> 15 Years Serious	2		2	
	5 - 10 Years Minor	3		3	
	10 - 15 Years Serious	4		4	
	< 5 Years Minor	5		5	
	5 - 10 Years Serious	6		6	
	< 5 Years Serious	7		7	
7. Education Score	Not Enrolled	0	-4	0	-2
Click on gray dropdown box to select, then click on dropdown arrow	Enrolled In GED	-2		-1	
	HS Degree / GED	-4		-2	
8. Drug Program Status	No DAP Completed	0	-6	0	-2
Click on gray dropdown box to select, then click on dropdown arrow	NRDAP Complete	-3		-1	
	RDAP Complete	-6		-2	
	No Need	-9		-3	
9. All Incident Reports (120 months)	0	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	1	1		1	
	2	2		2	
	> 2	3		3	
10. Serious Incident Reports (120 months)	0	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	1	2		2	
	2	4		4	
	> 2	6		6	
11. Time Since Last Incident Report	12+ months or no incidents	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	7-12 months	2		1	
	3-6 months	4		2	
	< 3	6		3	
12. Time Since Last Serious Incident Report	12+ months or no incidents	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	7-12 months	1		2	
	3-6 months	2		4	
	< 3	3		6	
13. FRP Refuse	NO	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	YES	1		1	
14. Programs Completed	0	0	0	0	0
Click on gray dropdown box to select, then click on dropdown arrow	1	-2		-1	
	2-3	-4		-2	
	4-10	-6		-3	
	> 10	-8		-4	
15. Work Programs	0 Programs	0	-1	0	-1
Click on gray dropdown box to select, then click on dropdown arrow	1 Program	-1		-1	
	> 1 Program	-2		-2	
Total Score (Sum of Columns)		General:	3	Violent:	3
General/Violent Risk Levels		General:	Minimum	Violent:	Minimum
OVERALL MALE PATTERN RISK LEVEL		Minimum			

PPG6

ATWCV 606.00 * MALE CUSTODY CLASSIFICATION FORM * 03-24-2020
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(A) IDENTIFYING DATA

REG NO.: 23660-111 FORM DATE: 03-18-2020 ORG: ATW
NAME: GOMEZ, JORGE

MGTV: NONE

PUB SFTY: NONE

MVED:

(B) BASE SCORING

DETAINER: (0) NONE SEVERITY: (3) MODERATE
MOS REL.: 19 CRIM HIST SCORE: (00) 0 POINTS
ESCAPES.: (0) NONE VIOLENCE: (0) NONE
VOL SURR: (3) VOL SURR AGE CATEGORY: (2) 36 THROUGH 54
EDUC LEV: (0) VERFD HS DEGREE/GED DRUG/ALC ABUSE.: (1) <5 YEARS

(C) CUSTODY SCORING

TIME SERVED: (4) 26-75% PROG PARTICIPAT: (2) GOOD
LIVING SKILLS: (2) GOOD TYPE DISCIP RPT: (5) NONE
FREQ DISCIP RPT.: (3) NONE FAMILY/COMMUN.: (4) GOOD

--- LEVEL AND CUSTODY SUMMARY ---

BASE CUST	VARIANCE	SEC TOTAL	SCORED	LEV	MGMT	SEC LEVEL	CUSTODY	CONSIDER
+3	+20	-4	0	MINIMUM	N/A		OUT	DECREASE

G0005 TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED